

1
2
3
4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT TACOMA

7 RICHARD LEE CARMICHAEL,

8 Plaintiff,

9 v.

10 WILLIAM RILEY, *et al.*,

11 Defendants.
12

Case No. C06-5542 RJB/KLS

ORDER SETTING ORAL
ARGUMENT

13 This matter comes before the Court on the Report and Recommendation of U.S. Magistrate Judge
14 Karen L. Strombom. Dkt. 117. The Court has reviewed the Report and Recommendation, the objections,
15 and the remaining record.

16 Upon consideration of same, the Court finds that oral argument is appropriate. Oral argument
17 should be set for March 18, 2010, at 10:30 A.M.

18 As a general matter, parties should be prepared to discuss what evidence in the record supports a
19 casual connection between Mr. Riley's actions and the actions of those parties who are now allegedly
20 threatening Plaintiff. Parties should be prepared to discuss the hearsay issues that the State raises in its
21 objections. They should address what direct and circumstantial evidence, if any, shows that Mr. Riley
22 talked with other inmates about Plaintiff, the causal connection between Mr. Riley's actions regarding
23 other inmates and the Plaintiff's asserted harm.

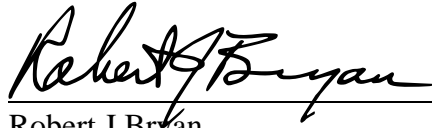
24 The Report and Recommendation should be renoted for March 18, 2010.

25 Accordingly, it is **ORDERED**:

- 26
- Oral Argument **SHALL** be held on March 18, 2010, at 10:30.
 - The Report and Recommendation is **RENOTED** for March 18, 2010
 - The Clerk is directed to send uncertified copies of this Order to all counsel of record and to
- 28

any party appearing *pro se* at said party's last known address.

DATED this 8th day of March, 2010.

A handwritten signature in black ink, reading "Robert J. Bryan". The signature is written in a cursive style with a horizontal line underneath it.

Robert J Bryan
United States District Judge